

**CHOCOLATE, CONFECTIONERY, AND SUGAR****CHOCOLATE AND COCOA**

**30137. Unsweetened chocolate.** (F.D.C. No. 51144. S. Nos. 49-150/1 B.)

**QUANTITY:** 45 cases, each containing 6 10.7-lb. cakes, and 6 60-lb. cases, at Dunkirk, N.Y., in possession of Nog, Inc.

**SHIPPED:** 6-26-63 and 9-20-62, from New York, N.Y., and Newark, N.J., after having been imported into the United States from the Dominican Republic and from Haiti, respectively.

**LIBELED:** 3-10-65, W. Dist. N.Y.

**CHARGE:** 402(a)(3)—contained insect larvae, insect parts, insect excreta, and insect webbing; and 402(a)(4)—held under insanitary conditions.

**DISPOSITION:** 4-29-65. Default—destruction.

**30138. Cocoa beans.** (F.D.C. No. 51167. S. No. 20-072 B.)

**QUANTITY:** 200 160-lb. bags, at San Francisco, Calif., in possession of Haslett Warehouse Co.

**SHIPPED:** 5-7-63, from Apia, Samoa.

**LIBELED:** 4-15-65, N. Dist. Calif.

**CHARGE:** 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

**DISPOSITION:** 5-20-65. Consent—claimed by Ernest Adler Co., Inc. Segregated; 4,183 lbs. destroyed.

**CONFECTIONERY**

**30139. Chocolate-coated peanuts.** (F.D.C. No. 50922. S. Nos. 52-647 A, 52-649 A.)

**QUANTITY:** 28 cases, each containing 12 7¼-oz. boxes, and 61 cases, each containing 12 1-lb. bags, at Akron, Ohio.

**SHIPPED:** 11-17-64 and 12-2-64, from Oklahoma City, Okla., by Bunte Candies, Inc. (formerly Walter Williams Candy Co.).

**LABEL IN PART:** (Box) "Bunte Dipped Peanuts Pure Milk Chocolate \* \* \* manufactured by Walter Williams Candy Co., Oklahoma City, Okla."; and (bag) "Bunte Pure Milk Chocolate Covered Chocolate Dipped Peanuts \* \* \* manufactured by Bunte Candies, Inc. Oklahoma City, Oklahoma."

**LIBELED:** 1-18-65, N. Dist. Ohio.

**CHARGE:** 402(a)(3)—contained insect fragments and rodent hairs; and 402(a)(4)—prepared and packed under insanitary conditions.

**DISPOSITION:** 2-26-65. Default—destruction.

**30140. Candy.** (F.D.C. No. 51031. S. Nos. 38-787/89 A, 41-692/93 A, 41-695 A.)

**INFORMATION FILED:** 2-26-65, W. Dist. Okla., against Clayton Bingenheimer, t/a D&B Sales, Clinton, Okla.

**ALLEGED VIOLATIONS:** Between 4-10-64 and 7-14-64, the defendants caused candy to be placed in a building accessible to insects and exposed to contamination by insects, which acts resulted in the food being adulterated.

**CHARGE:** 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.